

BOARD OF COMMERCE & INDUSTRY

**Board Meeting
October 23, 2002
Baton Rouge, Louisiana
Summary of Motions**

APPROVAL OF MINUTES:

- A motion was made by Mayor Cornett and seconded by Mr. Murano to approve minutes of the August 21, 2002, Board meeting, as amended. Motion carried unanimously.

FILM & VIDEO PROGRAM:

- A motion was made by Mr. Burgess and seconded by Mr. Vickers to approve the film & video program. Motion carried unanimously.

RESTORATION TAX ABATEMENT PROGRAM:

- A motion was made by Mr. Lucas and seconded by Mr. Murano to approve deferral of The Bailey Hotel, LLC to the November 13, 2002 meeting. Motion carried unanimously.
- Motion carried unanimously to approve the Abita Springs Water Company five year renewal application.

ENTERPRISE ZONE PROGRAM:

- A motion was made by Mr. Bernstein and seconded by Ms. McKeithen to approve contract date changes for four contracts: project start dates for #1999-0399 Industrial Parts Specialties, LLC, and 2000-0495 Stuller, Inc., project end dates for 1999-0642 Stuller, Inc., and 1997-0423 Stuller, Inc. Motion carried unanimously.
- A motion was made by Ms. McKeithen and seconded by Mr. Shaddock to approve deferral of Bollinger Gulf Repair, LLC to the November 13, 2002 meeting. Motion carried by a vote of 15-1 with Mr. Lucas voting against the motion.
- A motion was made by Mr. Shaddock and seconded by Mr. Murano to approve deferral of Gulf Island, LLC to the November 13, 2002 meeting. Motion carried by a vote of 14-2 with Mr. Lucas and Mr. Coulon voting against the motion.

ENTERPRISE ZONE PROGRAM (continues)

- A motion was made by Mr. Shaddock and seconded by Ms. McKeithen to approve deferral of Lamm Food Services, Inc. to the November 13, 2002 meeting. Motion carried unanimously with Mr. Braxton stepping out of the meeting.
- A motion was made by Ms. McKeithen and seconded by Mr. Shaddock to approve remaining applications. Motion carried unanimously with Mr. Braxton stepping out of the meeting.

INDUSTRIAL TAX EXEMPTION PROGRAM (NEW AND ADDITIONS):

- A motion was made by Mr. Johnson and seconded by Mr. Lucas to approve new applications. Motion carried unanimously.
- A motion was made by Mr. Murano and seconded by Ms. McKeithen to approve deferral of Capro, Inc. to the November 13, 2002 meeting. Motion carried unanimously.
- A motion was made by Mr. Friend and seconded by Mr. Braxton to approve the partial transfer of tax exemption contract #19980537 MMC Materials, Inc. change in location. Motion carried unanimously.
- A motion was made by Mr. Lucas and seconded by Mr. Murano to approve the amendment to tax exemption contract #19960018 Nu-Tec Machine, LLC change in name only. Motion carried unanimously.
- A motion was made by Mr. Lucas and seconded by Mr. Burgess to approve seventy-six renewal contracts. Motion carried unanimously.

INDUSTRIAL TAX EXEMPTION PROGRAM (MISC. CAPITOL):

- A motion was made by Ms. McKeithen and seconded by Mr. Braxton to approve Dolet Hill Lignite Company. Motion carried unanimously.
- A motion was made by Mr. Bernstein and seconded by Mr. Braxton to approve the remaining applications. Motion carried unanimously.
- A motion was made by Mr. Vickers and seconded by Mr. Burgess to approve the Tax Exemption Transfer of three contracts: 2000-9023, 1998-9348, 19999067 for Borden Chemical and Plastics and the Amendment to change the name of National Gypsum Company to NGC, Inc. Motion carried unanimously.

INDUSTRIAL TAX EXEMPTION PROGRAM (MISC. CAPITAL) continued:

- A motion was made by Mr. Lucas and seconded by Mr. Murano to approve sixty-nine renewal contracts. Motion carried unanimously.

NEW BUSINESS:

A motion was made by Mr. Murano and seconded by Mr. Vickers to approve the change of board meetings to every other month. After discussion, and comments from Mr. Williams, Mr. Murano withdrew the motion until the November 13, 2002 meeting. The December meeting will be at the Windam in New Orleans as stated by Mr. Montelepre.

ADJOURNMENT: Meeting adjourned by Chairman Green at 3:30

BOARD OF COMMERCE & INDUSTRY

**Board Meeting
October 23, 2002
Baton Rouge, Louisiana**

Board Members Present: Arthur D. Green, Chairman, Henry Bernstein present for Lt. Gov. Kathleen B. Blanco, John R. “Red” Bourg, Sr., Gordon A. Burgess, Mayor Harold L. Cornett, Christopher Coulon, Rodney Braxton present for Gov. M.J. “Mike” Foster, John Friend, Secretary Don Hutchinson, Gerald M. Johnson, Richard L. Lucas, Marjorie McKeithen, Philip Montelepre, Noel A. Murano, C. Wade Shaddock and John G. Vickers.

Board Members Absent: Rustin D. “Rusty” Johnson and Rodney V. Noles

Staff Present: Mike Williams, Paul Adams, Ed Baker, Bob Berling, Marylyn Friedkin, John Jernigan, Daryl Manning, Kay Wallace, Laverne Jasek, Melissa Davis & Gwen Brinkley.

Guests Present: Belton Didier, Didier Consultant; Vann Vandervoort, Delos Offshore-El Paso; R.T. Moffit, BASF; Gary W. Swinnen, O’Leary Bros. Signs and Awnings; G. Pratt Doucet, Coushatta Millworks; Craig W. Williams, Coushatta Millworks; Julie Lockhart, Coushatta Millworks; Tina Piazza, Gulf Island, LLC; Bonnie Hayes, Stuller, Inc.; Sandra M. Courville, Stuller, Inc.; Alois J. Binder, Jr., Alois J. Binder Bakery, Inc.; Richard A. Mawdsley, Jr., Chevron Phillips Chemical Co.; Mike Vanvelde, Perryville Energy Partners, LLC; Stacey T. Maddox, Perryville Energy Partners, LLC; Sabrina Stark, Boise Cascade; Nick Lemoine, Lemoine Consulting Services, LLC; David Ngo, Dow Chemical; Stewart Madison, KPMG; Jimmy Leonard, KPMG; Katie Dooley, Aggreko, LLC; Kinderlyn Haynes, Exxon Mobil; David Levy, Imperial Partners/Decatur Hotels; Morris Kahn, Garden District Hotel St. Charles, LLC/Winn Dixie Louisiana, Inc.; John LeBlanc, LABI; David Wright, Carey Salt Company; Doug LeBleu, Time Resource; Michael E. Avery, D.H.L.C; Darrell Montgomery, D.H.L.C; Bob Adair, Entergy; William H. Deitch, La. Pigment Co., Lp; Kristi Biddix, BASF; and John Schwarts, Delta Beverages Group.

CALL TO ORDER: Chairman Arthur D. Green called the meeting to order at 1:35 p.m. and began the meeting with a moment of silence in memory of Mr. Archie C. Lyles.

ROLL CALL: Fourteen Board Members were present at the time of the Roll Call. A total of sixteen members were present.

Chairman Arthur D. Green recognized Mr. Gerald M. Johnson as the newest member of the Board.

APPROVAL OF MINUTES:

Mr. Green recalled the motion made by Mr. Shaddock seconded by Mr. Cornett at the August 21, 2002 to defer eleven applications submitted by the Enterprise Zone to approve a name/ownership change for Wal-mart until more information was available. Marylyn Friedkin stated that those eleven applications would be on the November agenda. Mr. Friend thinks that the name change or more specifically to change ownership from a corporate form of business to a limited partnership involving 3,300 employees would be dangerous and should be done by the legislature. Mr. Friend also stated that the companies doing that were doing so to avoid the franchise tax. Marylyn Friedkin reminded the Board that as Mr. Shaddock stated, Wal-mart is not the first company to make such a change, and that the board has never had a problem doing this. Mr. Braxton pointed out the Board's concerns were the tax implications involved with such a massive change. Marylyn Friedkin stated that even with such a change, the companies still sometimes have to pay the franchise tax.

Mr. Green asked that the minutes be changed to reflect a correction in the vote to defer Wal-mart from unanimous to 11/1 with Mr. Friend voting against the motion.

After more discussion a motion was made to approve the ownership change but after a reminder that Wal-mart was not on the agenda, Mr. Green confirmed with Marylyn Friedkin that Wal-mart will be on the November agenda.

- **A motion was made by Mayor Cornett seconded by Mr. Murano to approve the minutes of the August 21, 2002 Board meeting, as amended. Motion carried unanimously.**

FILM & VIDEO PROGRAM:

Marylyn Friedkin presented the application #2002-0005 for RKO Pictures, LLC for approval. The project is a movie that will start filming November 11, 2002 through January 3, 2003. The total budget for the film is \$23,000,000.00. The Louisiana Budget is \$18,000,000.00 – 23,000,000.00.

RKO Pictures produced the original motion picture, THE SET UP in 1949. The original film was directed by Robert Wise and starred Robert Ryan. The remake of THE SET UP will be a worldwide-distributed project starring Halle Berry, Benjamin Bratt and James Gandolfini. Sidney Lumet will direct the film. The story is about a failing prize fighter forced into a set of impossible professional and emotional choices when his manager sells him out to win this fight. Our hero is faced with the dilemma of almost certain death at the hands of mobsters if he wins the fight, or losing the girl he loves if he loses the fight.

- **A motion was made by Mr. Burgess seconded by Mr. Vickers to approve the Film & Video Program. Motion carried unanimously.**

RESTORATION TAX ABATEMENT PROGRAM:

Ed Baker presented two applications for the Restoration Tax Abatement Program to the Board. Mr. Baker at the company's request asked that The Bailey Hotel, LLC be deferred to the November 13, 2002 meeting because there may or may not be some gaming involved.

- **A motion was made by Mr. Lucas seconded by Mr. Murano to approve deferral of The Bailey Hotel, LLC to the November 13, 2002 meeting. Motion carried unanimously.**

Mr. Baker requested the five year renewal application for Abita Springs Water Company be approved.

- **Motion carried unanimously to approve the Abita Springs Water Company renewal application for five years.**

RESTORATION TAX ABATEMENT PROGRAM

Staff recommends approval of the		NEW APPLICATION(S)					
Application Number	Property Owner Project Location	Project Est'd Amount	Estimated Taxes Deferred	Perm Jobs	Const Jobs	Construction Payroll	
2002-0365-54	* The Bailey Hotel, LLC 200 West Magnolia Bunkie	\$991,000	\$14,783	40	30	\$100,000	
	Avoyelles						
1	Applications	Totals	\$991,000	\$14,783	40	30	\$100,000

* Note: These applications are Pending Approval By the Local Governing Authority.

Staff recommends approval of the		CONTRACT RENEWAL(S)					
Application Number	Property Owner Project Location	Project Est'd Amount	Estimated Taxes Deferred	Perm Jobs	Const Jobs	Construction Payroll	
1995-0200-21	Abita Springs Water Company 101 Airline Hwy Metairie	\$1,248,437	\$103,371	60	20	\$307,500	
	Jefferson						
1	Applications	Totals	\$1,248,437	\$103,371	60	20	\$307,500

Application Number	Property Owner Project Location	Project Est'd Amount	Estimated Taxes Deferred	Perm Jobs	Const Jobs	Construction Payroll	
1995-0200-21	Abita Springs Water Company 101 Airline Hwy Metairie	\$1,248,437	\$103,371	60	20	\$307,500	
	Jefferson						
1	Applications	Totals	\$1,248,437	\$103,371	60	20	\$307,500

ENTERPRISE ZONE PROGRAM:

Marylyn Friedkin presented to the Board four contract date changes. Mr. Green wanted to know if there were any unusual circumstances concerning the changes. Marylyn indicated there were no unusual circumstances.

- **A Motion was made by Mr. Bernstein seconded by Ms. McKeithen to approve the contract date changes. Motion carried unanimously.**

Special Requests

I. Contract Date Change

Contract 1999-0399 Industrial Parts Specialties, LLC
Company is requesting a change in Project Start Date.

From: February 1, 2000
To: February 28, 2001

Contract 2000-0495 Stuller, Inc.
Company is requesting a change in Project Start Date.

From: October 1, 2000
To: September 1, 2000

Contract 1999-0642 Stuller, Inc.
Company is requesting a change in Project Ending Date.

From: December 31, 2000
To: January 31, 2001

Contract 1997-0423 Stuller, Inc.
Company is requesting a change in Project Ending Date.

From: September 30, 2000
To: August 31, 2000

ENTERPRISE ZONE PROGRAM (continues):

Marylyn Friedkin presented to the Board fifteen new applications. Three companies were pulled by Mr. Shaddock; Bollinger Gulf Repair, LLC, Gulf Island, LLC, and Lamm Food Service, Inc. Mr. Shaddock asked the same question for all three companies concerning the total number of employees listed on the application when the construction/project began and the difference between the total number of employees listed on the application when the construction/project was completed. Bollinger Gulf Repair, LLC reduced the total of jobs by 59, Gulf Island, LLC by 93 and Lamm Food Service, Inc. is showing an increase from 16 to 33 jobs.

Marylyn reminded the Board that a lot of times during construction the companies lose jobs and later make them up. When employee certification is done, if in the first 24 months, the company doesn't show an increase by at least 5 net new jobs the application is brought before the Board and is cancelled by the Board.

Ms. McKeithen asked when the certification process is due and if there is a deadline. Marylyn told her the due date is sometime after receiving the contract and that there is nothing in the rules that gives a deadline. Ms. McKeithen stated she has the same concerns as Mr. Shaddock does about the procedure. She also stated that if documentation is not required up front, the numbers don't show the required increase and there are no deadlines then, there is a serious problem with the procedure.

Mr. Green said, he doesn't recall this issue coming up in a long time if ever, and wondered if there was a new application or something. Marylyn assured him it doesn't happen very often. Mr. Lucas asked Marylyn what sort of deadline she sets individually for the companies to submit the employee certification report. Marylyn stated, if the contract is approved at the end of the year she allows them until March 1st, but if the contract is at the beginning of the year then they are asked to go ahead and submit it. Mr. Shaddock suggested that maybe changing the form, changing the rule or the deadline would help.

Mr. Shaddock stated that the basic concern of the Enterprise Zone is whether or not they are increasing jobs by 10% but this shows they are not doing it, so how can he vote. He also implied that considering the problems with the procedure, he doesn't know how to vote or why he is voting. Marylyn notes that on the Enterprise Zone contract, it states the employee certification will be submitted by March 1st of the following year.

Mr. Green stated that if the Board votes today, the vote would be based on employee job certifications that may never happen. Ms. McKeithen stated that the companies don't meet the requirements by their own paperwork so at best they should defer. Murano stated the way the application is written, they could put any figures they want on it. There was more discussion about changing the form. Mr. Kleinpeter asks about purgery. Mr. Braxton asked, at what point are they suppose to have the net new jobs. A motion was made seconded by Mr. Shaddock to defer the application. Mr. Lucas stated that we are going about it the wrong way. If the company doesn't meet the deadline, in most of the cases they do, but if they don't, Marylyn brings the application before the board again to cancel the contract. After more discussion, Mr. Green reminds the board that there is a motion on the floor.

ENTERPRISE ZONE PROGRAM (continues):

- **A motion was made by Ms. McKeithen seconded by Mr. Shaddock to defer the Bollinger application until the November 13, 2002 meeting. Motion carried by a vote of 15-1 with Mr. Lucas voting against the motion.**

After more discussion about employee certification, legalities, time periods, etc. Mr. Green suggests passing the motion to defer Bollinger. Once again, the vote was 15-1 with Mr. Lucas voting against the motion to defer Bollinger Gulf Repair, LLC until the November 13, 2002 meeting. Mr. Green mentioned appointing a committee to see if there are problems with the certification procedure. Mike Williams suggest getting with Darryl Manning in order to satisfy the concerns of the Board. Mr. Green appointed Mr. Shaddock, Ms. McKeithen, and Mr. Friend to meet with Mike Williams before the November 13th meeting.

Mr. Friend inquired about the list of owners for the Garden District Hotel Lake Charles, LLC. Marylyn stated the list was not provided because the list contained the social security numbers of the owners and shouldn't be made public.

Mr. Shaddock stated that as with Bollinger Gulf Repair, LLC, the same question is asked of Gulf Island, LLC, and Lamm Food Service, Inc.

- **A motion was made by Mr. Shaddock seconded by Mr. Murano to defer Gulf Island until the November 13, 2002 meeting. Motion carried by a vote of 14-2 with Mr. Coulon and Mr. Lucas voting against the motion.**
- **A motion was made by Mr. Shaddock, seconded by Ms. McKeithen to defer Lamm Food Service, Inc. until the November 13, 2002 meeting. Motion carried unanimously with Mr. Braxton out of the meeting.**

Mr. Friend had concerns about the no answer checked on pg. 76 by V.H.H. Inc. dba Lee Circle Restaurant regarding whether or not they met all of the environmental specifications. Marylyn clarified that the no answer was a typo.

- **A motion was made by Mrs. McKeithen seconded by Mr. Shaddock to approve the remaining Enterprise Zone applications. Motion carried unanimously with Mr. Braxton out of the meeting.**

ENTERPRISE ZONE PROGRAM (continues)

BOARD OF COMMERCE AND INDUSTRY

Enterprise Zone Program

Summary of Enterprise Zone Applications

NUMBER	APPL COMPANY	LOCATION	INVESTMENT	ITE**STATE	TAX RELIEF LOCAL	NEW PERMAN JOBSSALARIES		
2000-0281	Alton Ochsner Medical Foundation		Metairie	\$58,000,000 No	\$916,632	\$1,145,790	997	\$259,1
2000-0054	Bollinger Gulf Repair, LLC		New Orleans	\$466,898 Yes	\$1,867	\$18,676	32	\$6,4
2001-0510	Dean Hart Construction, Inc.		West Monroe	\$365,000 No	\$37,637	\$4,773	12	\$7
1999-0650	First Orleans Hotel Associates, L.P.		New Orleans	\$36,397,306 No	\$868,776	\$460,970	200	\$24,7
2001-0118	Garden District Hotel St Charles LLC		New Orleans	\$690,000 No	\$57,500	\$10,000	15	\$1,3
2000-0524	GMFS, LLC		Baton Rouge	\$0 No	\$250,000	\$0	100	\$6,4
1998-0555	Gulf Island LLC		Houma	\$4,322,248 Yes	\$615,698	\$165,429	184	\$15,7
1999-0230	Imperial Partners LLC dba Hotel Le		New Orleans	\$12,453,826 No	\$270,000	\$320,000	30	\$2,3
1999-0449	Lamm Food Service, Inc.		Lafayette	\$275,000 No	\$45,000	\$5,000	16	\$2,3
2001-0479	Roberts Cigar & Tobacco Co., Inc.		Shreveport	\$642,000 No	\$40,680	\$27,285	6	\$2
2000-0544	Scandinavia, Inc.		Metairie	\$1,700,000 No	\$92,500	\$75,000	11	\$8
2001-0042	St. Tammany Lodging, LLC dba Holiday		Slidell	\$3,518,500 No	\$133,531	\$69,575	30	\$1,4
2000-0098	Stolthaven New Orleans, LLC		Braithwaite	\$49,429,000 Yes	\$1,029,490	\$741,435	59	\$9,7
2002-0017	V. H. H. Inc. dba Lee Circle Restaurant		New Orleans	\$431,000 No	\$56,044	\$18,350	25	\$2,2
2000-0327	Winn Dixie Louisiana, Inc.#1408		New Orleans	\$7,600,000 No	\$267,000	\$26,250	90	\$6,4
15			TOTALS	\$176,290,778	\$4,682,355	\$3,088,533	1,807	\$340,2

INDUSTRIAL TAX EXEMPTION PROGRAM:

John Jernigan presented Twenty-two new applications for approval. There were questions concerning Advanced Injection Molding Company, LLC, Biomedical Research Foundation, Boise Cascade Corporation, Delos Offshore Company, LLC, Joey Oyster, Inc., and Martco Limited Partnership. John Jernigan requested that Capro be deferred.

Mr. Shaddock asked if furniture is considered as part of the manufacturing process at Biomedical Research Foundation. Mr. Jernigan stated that anything located at the facility whether used for administrative support or literally in the manufacturing section of the plant and is an intricate part of the manufacturing procedure is considerate eligible.

Mr. Friend stated that Boise Cascade Corporation appears to be replacing parts to a boiler. John replied you can replace items, but you are only entitled to the additional costs of the new parts after they are subtracted from the original cost of the old.

Mr. Lucas questioned the Delos Offshore Company, LLC gas fractionation plant. He asked if gas fractionation was the same as gas separation. John stated that with gas fractionation, they separate the tanes from the natural gas. Mr. Lucas commented that they have had trouble before with gas separation.

Mr. Green stated that previous boards have approved oyster processing plants and wanted to know if bottling oysters is considered manufacturing. John replied the federal government recognizes them as manufacturers.

Mr. Shaddock inquired about Martco, Ltd., as far as what's being added, is this a new line or a new building. John referenced that the comment sheet is where you can find the project description which gives you a brief description and the total cost located on page 36.

- **A motion was made by Mr. Gerald Johnson seconded by Mr. Lucas to approve all new applications except Capro. Motion carried unanimously.**

Mr. Jernigan asked that Capro, Inc. be deferred and made reference to the handout on Capro.

- **A motion was made by Mr. Murano seconded by Ms. McKeithen to defer Capro until the November 13, 2002 meeting. Motion carried unanimously.**

INDUSTRIAL TAX EXEMPTIONS PROGRAM (continues):

INDUSTRIAL TAX EXEMPTIONS

Alphabetical Listing

Board of Commerce and Industry

Wednesday, October 23, 2002

Staff RECOMMENDS APPROVAL of the following:

ECONOM

Appl No	Company Name	Late Filing	Location	Parish	Recommended	SC Amount	Obsolete Amount	Ineligible Amount	Perm Jobs	Permanent 10 Yr Payroll	Const Jobs
1	2000-0448	Action Specialties Of Lafayette L L C	New Iberia	Iberia	\$382,478	\$0	\$0	\$0	8	\$1,220,880	1
2	2001-0200	Advanced Injection Molding Company, LLC	Bossier City	Bossier	\$222,152	\$0	\$665,000	\$0	15	\$4,377,600	7
3	2000-0234	Aggreko LLC	New Iberia	Iberia	\$3,600,897	\$0	\$0	\$0	6	\$2,617,920	87
4	2001-0186	BASF Corp	Geismar	Ascension	\$6,128,387	\$0	\$0	\$0	5	\$2,888,100	20
5	2001-0211	Biomedical Research Foundation dba South	Baton Rouge	East Baton Rouge	\$3,377,689	\$0	\$0	\$0	5	\$1,050,750	100
6	2001-0385	Boise Cascade Corporation	DeRidder	Beauregard	\$2,538,933	\$836,090	\$0	\$0	0		30
7	1999-0406	Capro, Inc.	Benton	Bossier	\$2,946,316	\$0	\$0	\$0	55	\$18,054,850	25
8	2001-0037	Chevron Phillips Chemical Company, Lp	St. James	St. James	\$78,700,000	\$0	\$0	\$0	1	\$577,620	800
9	2001-0398	Delos Offshore Company, LLC	Patterson	St. Mary	\$7,280,386	\$0	\$0	\$0	2	\$937,260	50
10	2001-0487	Dow Chemical Co	Plaquemine	Iberville	\$3,990,729	\$0	\$0	\$0	0		50
11	2000-0159	Dow Chemical Co	Plaquemine	Iberville	\$1,412,748	\$2,903,290	\$0	\$0	0		25
12	1996-0484	Entergy Gulf States, Inc	St. Francisville	West Feliciana	\$11,032,641	\$7,400,728	\$0	\$0	0		59
13	2001-0335	Exxon Mobil Corp (refinery)	Baton Rouge	East Baton Rouge	\$3,417,314	\$0	\$0	\$0	0		38
14	2000-0088	Joey Oyster, Inc.	Amite	Tangipahoa	\$2,620,000	\$0	\$0	\$0	64	\$14,941,440	63
15	2000-0447	L&c Rentals, LLC	New Iberia	Iberia	\$1,557,636	\$0	\$0	\$0	0		60
16	2000-0505	Louisiana Generating LLC	New Roads	Pointe Coupee	\$6,916,303	\$686,374	\$0	\$0	0		12
17	2001-0273	Martco Limited Partnership	LeMoyen	St. Landry	\$1,752,651	\$0	\$0	\$0	18	\$4,849,560	40
18	2002-8030	Perryville Energy Partners, LLC		Ouachita	\$259,505,918	\$0	\$0	\$0	0	\$0	450
19	2000-0188	Rubicon Inc.	Geismar	Ascension	\$33,702,394	\$0	\$0	\$0	5	\$2,888,100	46
20	1999-0501	Safe Haven Enterprises Inc	Jennings	Jefferson Davis	\$125,577	\$0	\$0	\$0	5	\$1,641,350	4
21	2001-0206	Twin Brothers Marine	Louisa	St. Mary	\$5,805,195	\$0	\$0	\$0	20	\$7,211,600	35
22	2000-0277	Uti, Inc. dba Uti Plastics-louisiana	Homer	Claiborne	\$1,047,009	\$0	\$0	\$0	5	\$1,459,200	5

Applications 22
10/22

INDUSTRIAL TAX EXEMPTION PROGRAM (continues):

John Jernigan presented one application #19980537 MMC Materials, Inc., 8806 S. Choctaw Drive, Baton Rouge, EBR for partial transfer of ownership to #19980537A MMC Materials, Inc., 498 Highway 61, Jackson.

- **A motion was made by Mr. Friend seconded by Mr. Braxton to approve the partial transfer of ownership. Motion carried unanimously.**

John Jernigan presented two applications for name change only; Nu-Tec Machine, LLC to Nu-Tec Machine, Inc. and Georgia Gulf Corporation to Georgia Gulf Chemicals & Vinyls, LLC.

- **A motion was made by Mr. Lucas seconded by Mr. Murano to approve the name change applications. Motion carried unanimously.**

PARTIAL TRANSFER OF TAX EXEMPTION CONTRACT (Change in Location)

The following companies request a Partial TRANSFER of ownership to the following contract:

FORMER LOCATION	NEW LOCATION	PARISH
MMC Materials, Inc. 8806 S. Choctaw Drive, Baton Rouge, EBR 19980537	MMC Materials, Inc. 498 Highway 61, Jackson 1980537A	E. Feliciana

AMENDMENT TO TAX EXEMPTION CONTRACT (Change in Name Only)

The following companies request a NAME CHANGE to the following contracts:

Nu-Tec Machine, LLC 19960018	Nu-Tec Machine, Inc.	Calcasieu
Georgia Gulf Corporation	Georgia Gulf Chemicals & Vinyls, LLC	Iberville

John Jernigan presented seventy-six renewal contracts.

- **A motion was made by Mr. Lucas seconded by Mr. Burgess to approve all seventy-six renewal contracts. Motion carried unanimously.**

INDUSTRIAL TAX EXEMPTION PROGRAM (Miscellaneous Capital):

Laverne Jasek presented fourteen new applications for approval. Mr. Shaddock had some questions concerning Dolet Hills. He wanted clarification on whether the company is manufacturing or not.

Mr. Green stated that the manufacturing is separate from the mining process and is not simply a mining operation.

Mr. Lucas stated that Dolet Hills is a joint operation between Cleco and Entergy. Dolet Hills manufactures Lignite.

Mr. Jimmy Leonard and Mike Manning from KPMG were present. Mr. Leonard made clarification that Entergy does not have ownership interest in Dolet Hills. The owners are actually Cleco and Swepco. American Electric Power is the actual owners. Dolet Hills produces, processes and delivers lignite to a power plant that is also owned by Cleco and Swepco. This is not a mine like the ones underground. Once the lignite is removed from the ground and identified it is brought in and used as fuel for the plants. The application is for the fuel supply equipment to satisfy increased demand. After further discussion,

- **A motion was made by Ms. McKeithen seconded by Mr. Braxton to approve Dolet Hills Lignite Company. Motion carried unanimously.**
- **A motion was made by Mr. Bernstein seconded by Mr. Braxton to approve the remaining applications. Motion carried unanimously.**

INDUSTRIAL TAX EXEMPTION (Miscellaneous Capital) continues:

INDUSTRIAL TAX EXEMPTIONS

Alphabetical Listing

Board of Commerce and Industry

Wednesday, October 23, 2002

Staff RECOMMENDS APPROVAL of the following:

ECONOM

Appl No	Company Name	Late Filing	Location	Parish	SC Recommended	Obsolete Amount	Ineligible Amount	Perm Jobs	Permanent 10 Yr Payroll	Const Jobs	
1	2001-9444	Afgd, Inc. (fka Dixie Glass Company,inc.)	4Yrs/5Yrs	Opelousas	St. Landry	\$988,455	\$0	\$0	0	\$0	0
2	2001-9443	Alois J. Binder Bakery, Inc.	5Yrs/0Yrs	New Orleans	Orleans	\$16,423	\$40,678	\$0	5	\$1,167,300	96
3	2001-9442	Alois J. Binder Bakery, Inc.		New Orleans	Orleans	\$31,304	\$4,720	\$0	5	\$1,017,300	96
4	2002-9006	Baroid Drilling Fluids, A Div. Of Halliburton		New Orleans	Orleans	\$327,887	\$175,983	\$0	0	\$0	20
5	2002-9003	Bayou Wood Products, Inc.		West Monroe	Ouachita	\$65,600	\$0	\$0	1	\$26,942	0
6	2001-9246	Calumet Lubricants Co., Lp		Shreveport	Caddo	\$2,668,801	\$0	\$0	0	\$0	100
7	2002-9002	Coushatta Millworks		Kinder	Allen	\$264,500	\$0	\$0	0	\$0	0
8	2001-9425	Dolet Hill Lignite Company		Mansfield	DeSoto	\$1,084,135	\$0	\$0	0	\$0	0
9	2001-9432	Ferro Corp		Zachary	East Baton Rouge	\$1,856,356	\$374,870	\$0	0	\$0	0
10	2001-9448	Louisiana Pigment Company, Lp		Westlake	Calcasieu	\$3,260,301	\$352,947	\$0	0	\$0	30
11	2002-9004	MMC Materials, Inc.		Baton Rouge	East Baton Rouge	\$160,810	\$0	\$0	0	\$0	0
12	2002-9001	New Orleans Coffee Co.		New Orleans	Orleans	\$62,391	\$0	\$0	2	\$464,920	3
13	2001-9462	O'leary Bros. Signs And Awnings, Inc.	5Yrs/2Yrs	Bunkie	Avoyelles	\$438,280	\$0	\$0	2	\$0	0
14	2001-9463	Plymouth Tube Company	5Yrs/2Yrs	West Monroe	Ouachita	\$108,534	\$0	\$0	0	\$0	0
Applications 10	14	TOTALS			\$11,333,777	\$949,198	\$0	15	\$2,676,462	345	

INDUSTRIAL TAX EXEMPTION (Miscellaneous Capital) continues:

Laverne Jasek presented one application for Amendment of Tax Exemption Contract to change the name of National Gypsum Company to New NGC, Inc. and one application for Transfer of Tax Exemption Contract change in ownership of Borden Chemical and Plastics to Shintech Louisiana, LLC.

- **A motion was made by Mr. Vickers seconded by Mr. Burgess to approve both the application for Amendment of Tax Exemption Contract to change the name of National Gypsum Company to New NGC, Inc., and the application for Transfer of Tax Exemption Contract to change the ownership of Borden Chemical and Plastics to Shintech Louisiana, LLC. Motion carried unanimously.**

Laverne Jasek presented sixty-nine contracts for renewal. Mr. Lucas asked if the process had changed associated with the renewals. Ms. Jasek indicated the companies were still manufacturing.

- **A motion was made by Mr. Lucas seconded by Mr. Murano to approve the renewal applications. Motion carried unanimously.**

NEW BUSINESS:

Mr. Green proposed beginning February, 2003 the Board of Commerce and Industry meeting revert back to having meetings every other month. The economy being the biggest factor, and that fewer applications are submitted. Mr. Green indicated that after consulting with some of the tax representatives about the change, he also received a letter from Debra Gibson, Chairman of the Manufacturing Committee of Louisiana Association of Tax Representatives have endorsed the proposal. Mr. Bob Hebert has some excellent suggestions to help expedite the changes affecting small businesses. Mr. Bob Hebert, Louisiana Association of Tax Representatives presented three suggestions that would help the small businesses if the meeting date is changed:

- 1) DED should send the agenda and e-mails at least 2 to 4 weeks before the next meeting.
- 2) Encourage BCI members to not hold significant questions until the meeting but call industry or company representatives to allow time for research to provide answers before the Board meeting.
- 3) In regards to the applications for the Industrial Property Tax Exemption Program, which is the majority of the applications, remind companies during seminars and by web site, that the BCI will review and except applications earlier in the project so BCI can render a decision earlier which will help the companies in their economic model.

NEW BUSINESS (continues):

Mr. Friend commented that the change of the meeting date might send the wrong message. Mr. Shaddock indicates that if the department and industry wants it fine, but he won't vote for it. Mr. Murano is for the change if industry doesn't have a problem with it and made a motion to make the change seconded by Mr. Vickers. Bob Berling made a suggestion that if there is a lack of a quorum one month, the Board will meet the next month.

Mr. Shaddock asked for an updated list of the staff and the board members to include phone numbers, fax numbers and e-mail addresses.

Mr. Mike Williams suggested the motion to approve the meeting date change be deferred until the November 13, 2002 meeting to give the board members in attendance and absent along with the DED staff a chance to think about the suggestion before a decision is made. The motion was withdrawn by Mr. Murano.

Mr. Montelepre enlightened the meeting with the details of December's meeting in New Orleans.

ADJOURNMENT

The meeting was adjourned by Chairman Green at 3:30